

FILED

IN THE IOWA DISTRICT COURT FOR MITCHELL COUNTY  
JUVENILE COURT

2012 MAR 28 AM 9:01

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CLERK OF DISTRICT COURT  
MITCHELL COUNTY

IN THE INTEREST OF

) Juvenile No. JVJV 002068

NOAH RILEY CROOKS,

) MOTION TO WAIVE JURISDICTION  
(Youthful Offender)

DOB: 7/29/1998

)

\*\*\*\*\*

**COMES NOW** the State of Iowa by and through Mitchell County Attorney, Mark L. Walk, and hereby moves the Court to waive jurisdiction over the above named juvenile in the alleged acts and violations of law set out in paragraph 4 of the Petition in the above-entitled matter, and to refer this matter to the appropriate prosecuting authority for proper action under the Youthful Offender law as is provided for in Section 232.45, subsection 7, of the Code of Iowa and in support of said motion, states to the Court as follows:

1) That a Petition alleging the above-named juvenile to have committed a delinquent act as is defined by Section 232.2, subsection 12(a) of the Code of Iowa is being filed. A copy of said Petition is attached hereto marked "Exhibit A" and by this reference made a part hereof.

2) That said Petition is based on alleged acts committed before the fifteenth birthday of said juvenile.

3) That it is in the best interest of said juvenile and/or the community for the Court to waive jurisdiction in this matter for the following reasons:

- a) That said juvenile is not amenable to the rehabilitative measures available to the Iowa Juvenile Court system as the child will reach the age of eighteen years on July 29, 2016.

- b) That because of the seriousness of said offense, it would be in the best interest of said juvenile and/or society to have said juvenile transferred to the youthful offender court.


**WHEREFORE**, the State of Iowa prays that its Motion to Waive Jurisdiction be set for hearing, and that all necessary parties be given notice thereof; that subsequent to said hearing, this Court make such other and further orders as to the disposition of said juvenile as shall be just in the premises.

Mitchell County Attorney's Office

By:   
Mark L. Walk #AT0008231  
Mitchell County Attorney  
515 State Street  
Osage, IA 50461  
(641) 732-5727  
(641) 732-5345 Fax  
[osagelaw@osage.net](mailto:osagelaw@osage.net)

STATE OF IOWA                    )  
  )SS  
COUNTY OF MITCHELL        )

I, the undersigned, being first duly sworn, depose and state that I have read the foregoing Motion to Waive Jurisdiction, know the contents thereof, and that the statements and allegations contained therein are true and correct as I verily believe.

  
Mark L. Walk

Subscribed and sworn to before me by the above named on March 27, 2012.

3-29-14

  
Barbara G. Smith, Notary Public in and for State of Iowa

IN THE IOWA DISTRICT COURT FOR MITCHELL COUNTY  
JUVENILE COURT

\*\*\*\*\*

IN THE INTEREST OF ) Juvenile No. JVJV 002068  
NOAH RILEY CROOKS, ) DELINQUENCY PETITION  
DOB: 7/29/1998 )

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**COMES NOW** the Mitchell County Attorney's Office and states as follows:

1. That the child's name is Noah Riley Crooks who resides at North Iowa Juvenile Detention Center, 1440 W. Dunkerton Road, Waterloo, IA 50703.
2. That the mother of the child was Gretchen Crooks, who is deceased.
3. That the father of the child is William Crooks who resides at [REDACTED]  
[REDACTED]
4. The State contends that on or about March 24, 2012, the aforementioned juvenile committed a delinquent act(s), to-wit:

**Murder (a Class A Felony)**, in violation of Iowa Code Section 707.1(1) and 707.2(1) in that said juvenile did intentionally kill his mother, Gretchen Crooks.

**Assault with Intent to Commit Sexual Abuse (a Class C Felony)**, in violation of Iowa Code Section 709.11 in that said juvenile did intend to commit sexual abuse and did cause serious injury to Gretchen Crooks.

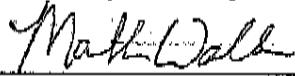
**WHEREFORE**, the State prays the Court find that said child is delinquent and make such other orders as may deem to be in the best interest of the juvenile.

The undersigned certifies under penalty of perjury and pursuant to the laws of the State of

Iowa that the preceding is true and correct.

Dated this 28<sup>th</sup> day of March, 2012.

Mitchell County Attorney's Office

By: 

Mark L. Walk #AT0008231

Mitchell County Attorney

515 State Street

Osage, IA 50461

(641) 732-5727

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FILED

2012 MAR 27 AM 11:54

CLERK OF DISTRICT COURT  
MITCHELL COUNTYIN THE IOWA DISTRICT COURT FOR MITCHELL COUNTY  
JUVENILE DIVISION

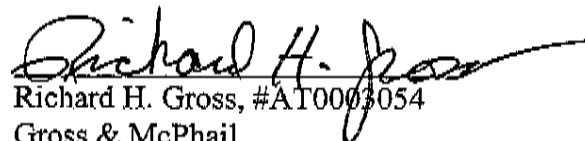
IN THE INTEREST OF	*	CASE NO. <u>JVJV 002068</u>
	*	
NOAH CROOKS,	*	WAIVER OF DETENTION
	*	REVIEW & SPEEDY
A CHILD	*	ADJUDICATION
	*	

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COMES NOW Richard H. Gross, attorney for Noah Crooks, and for his Waiver of Detention Review & Speedy Adjudication. states:

1. The undersigned was appointed to represent Noah Crooks in the above-entitled cause of action on March 25, 2012.
2. Noah Crooks is currently in detention at the Detention Facility in Waterloo, Iowa.
3. The undersigned spoke with Noah Crooks by telephone on March 25, 2012.
4. The undersigned discussed with Noah Crooks the need for a detention review hearing and the waiver of said hearing.
5. The undersigned explained to Noah Crooks that the detention review hearing would be waived.
6. Due to the seriousness of the charges expected to be filed against Noah Crooks, the undersigned also believes it is in the best interests of Noah Crooks that the adjudication hearing required within seven days from the date a child is placed in detention also be waived.

WHEREFORE, Richard H. Gross, attorney for Noah Crooks, hereby waives the detention review hearing required by Section 232.44, Code of Iowa, and further waives an adjudicatory hearing within seven days of the admission of Noah Crooks to detention.



Richard H. Gross, #AT0003054

Gross & McPhail

631 Main St.

Osage, Iowa 50461-1307

(641) 732-3703 (telephone)

(641) 732-3704 (facsimile)

rickgmp@osage.net

Attorney for Noah Crooks

Copies to:

Honorable Gregg R. Rosenblatt  
District Associate Judge  
(by facsimile #641-421-0994)

Mr. Mark L. Walk  
Mitchell County Attorney  
(by facsimile #641-732-5345)

IN THE JUVENILE COURT OF IOWA IN AND FOR Mitchell COUNTY

IN THE INTEREST OF

JUVENILE NO. JVJV 00.2068

FILED

Noah Crooks  
A Child, d.o.b.ORDER FOR 2012 MAR 26 AM 9:39  
IMMEDIATE DETENTIONJULIA OF DISTRICT COURT  
MITCHELL COUNTY

This matter comes to the attention of the Court upon the request of Scott Jensen  
Juvenile Court Officer for immediate custody and detention of the above-named juvenile for the following reasons:

1. The juvenile is being held under warrant for another jurisdiction.
2. The juvenile is an escapee from a juvenile correction or penal institution.
3. There is probable cause to believe that the juvenile has violated conditions or release, imposed under Sections 232.44, 232.47(11), 232.52 or 232.54 and there is substantial probability that he/she will run away or otherwise not be available for Court when required.
- X 4. There is probable cause he believe that the juvenile has committed a delinquent act; and
  - a. There is a substantial probability that the juvenile will not be available for subsequent Court hearing.
  - b. There is a serious risk that the juvenile, if released, may commit an act which would inflict serious bodily harm on him/her or on another; or, may commit serious damage to property of others.

Based on the following alleged facts: Noah is charged with the 1<sup>st</sup> Degree  
Murder of his mother.

THE COURT FINDS that continuation in the family home is contrary to the welfare of this child because: Of the severity of the criminal charges against him, and the safety  
issues for the community

IT IS ORDERED (in accordance with the above alleged facts) that Noah Crooks  
 Be taken into immediate custody and detained at North Iowa Detention Center  
 with temporary supervision by Juvenile Court Services until further Order of this Court. Transportation shall be provided by Mitchell County Sheriff and paid by C.O.S.  
 The detention facility shall have all the rights and responsibilities of a parent to provide emergency medical/dental treatment. Review Hearing is set for the 26<sup>th</sup> day of March, 2012, at 1:00 o'clock am/pm UNLESS WAIVED  
 and Richard Gross is appointed as attorney for the child.

Date this 25<sup>th</sup> day of March, 2012.

Gregg R. Rosenblatt

On same date as above file stamp  
 a copy of this document was delivered  
 or mailed to Co. Atty. S. Jensen  
R. Gross

Copies to:  
 County Attorney  
 Child's Attorney  
 Parents  
 Juvenile Court Services

Clerk District Court  
 above named County, Iowa

By DP 3/26/2012